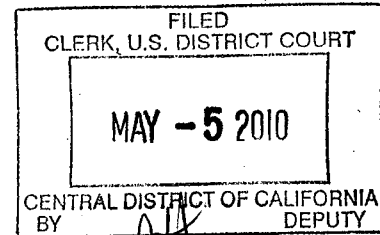


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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
v.
GORDON MILLER
Defendant.

09-2647-M
ORDER [OF DETENTION] [SETTING
CONDITIONS OF RELEASE] AFTER HEARING
(18 U.S.C. § 3148(b):
(Allegations of Violation of
Pretrial Conditions of Release)

A.

On motion of the Government involving an alleged violation of conditions of pretrial release and warrant for arrest issued by [Judge Nuffer].

B.

The court finds there is

(1)

(A) () Probable cause to believe that the defendant has committed a Federal, State, or local crime while on release; or

(B) () Clear and convincing evidence that the defendant has violated any other condition of release; and

1 (2)

2 (A) ~~()~~ Based on the factors set forth in 18 U.S.C. § 3142(g),
3 there is no condition or combination of conditions of
4 release that will assure that the person will not flee ~~or~~
5 ~~pose a danger to the safety of any other person or the~~
6 ~~community; or~~

7 (B) () The person is unlikely to abide by any condition or
8 combination of conditions of release.

9 and/or, in the event of (1)(A)

10 (3) () There is probable cause to believe that, while on
11 release, the defendant committed a Federal, State, or
12 local felony, and the presumption that no condition or
13 combination of conditions will assure that the person
14 will not pose a danger to the safety of any other person
15 or the community has not been rebutted.

16 or

17 (4) () The court finds that there are conditions of release that
18 will assure that the defendant will not flee or pose a
19 danger to the safety of any other person or the
20 community, and that the defendant will abide by such
21 conditions. See separate order setting conditions.

22 () It is further ordered that this order is stayed for 72
23 hours in order to allow the Government to seek review
24 from the [assigned district judge] [criminal duty
25 district judge].

26 or

27

28

C.

~~X~~ IT IS ORDERED defendant be detained prior to trial.

DATED: 5/8/10



U.S. MAGISTRATE/DISTRICT JUDGE

[11/04]